To be enclosed
to R G Reg

App F IX-4

Previous References.
CM 14-53-1, 4

1955-56
(CM)

File No 48-55-
Serial Nos 1, 2

Later References

MYSORE GOVERNMENT SECRETARIAT

Serial Nos Two

P 15

Part B for April 1955

SUBJECT

Sale of Site no 11/1 in K B Extension
and one another Site in P J Extension
by the Davanagere City Municipality.

WD 06701—GPB—25 000—11 8 54

To

The Municipal Commissioner
Davanagere city Municipality
Controller, S A D,
L 486-8/ Dated 14 4 55

Conferons the Sale of Sites

Jn Ramakrishnaiah
10/5/55

Mysore Government Secretariat | File No 84 79 /11 of 19 | [App F III 2

Serial No

From

The M Comm & Dwarangere Cy - 1114 -
HC - 192/82-83 - Dt 9-2-83 -
Requests Sanction of Govt to the -
Resolution dated 17/1/83 - of the -
M C Dwarangere Corporation to sale
of Site no 11/1 on K B Extension and
one site behind Vegetable Market
on P-J Extension for Rs 3,000/-
and Rs 2350/ respectively both
the Site in the name of the Smt
Godda Sri Ram Mangalore Sunkara
pai

The proposal of the M Comm & Dwarangere
as for perusal

It is reported that a marginal
note - two Sites at the Sale held
on 4/1/83 have fetched Rs
- 3 000 and Rs 2350/ respectively

As per Section 69 (2) of the C.M. Act 1933
Sanction of Govt is required before the -
Sale Certificate is issued to the parties
as the bid amount exceeds Rs 2,000/-
in respect of each Site

It is reported that an Objection petition
was received from Smt Bellari Nanjamma
for Site no 11/1 and that the M Comm
have furnished reply rejecting the

K B Extension Site no 11/1
P J Extension Behind Vegetable Market

NOTE — Contn sheet

(2) 8479/111

Sale of Site no 11, in K B Extension and

File No one Site in P J Extension of 195

Mysore Government
Secretariat

Serial No

Objection petition on Valid grounds Regards the Sale of Site-Enclosed Vegetable Market in P J Extension the Pl Comm says that no Objections were received and that the Sale was held Regularly

5) The Pl. Comm therefore requests sanction to the Resolution dated 17.1.55 of the Pl Comm Davangere Confirming the Sale of Site no 11, in K B. Extension and one Site-Enclosed Vegetable Market in P J Extension for Rs 3000 and Rs 2350/- respectively in favour of one Sri Ram Mangalore Srinivasa Pai

6) The Sale of the above mentioned two Sites in favour of Sri Ram Mangalore Srinivasa Pai may be Confirmed in under Section 41(2) of the C M Act 1933

7) The Sale of the two Sites in open auction may be Confirmed

Secy (Dev & Hsg)

1913

8/3
21 3 55

Minister (Hsg)

7) 22/3/55

230/3/55

1913

EDUCATION 17109 21 MAR 55

OFFICE OF THE REGISTRAR OF PUBLIC HEALTH & LOCAL GOVERNMENT 20 SEP 1955 No 6715

231 DEC

DD 071-GTP-80/CO-5 10 54

2479/M/56676/pc (3)

Sale of Site no 11/1 in K B Extension Add one

Mysore Government Secretariat | File-no Pile Lo Extension of 195 Davangere [App F-III 2 of-1]

Serial 78)

Submitted with a draft Lo for approval

25-2-58

24/3

Issue.

Secy

The Municipal Comr Davangere

copy Municipality (Ho Ke pole)

C S A D

L to 86 of cm to 3 DD 2

1st to DD

Confirms

Ra 16/4

No H C 192 /54-55 - By Reg. parcel

1 One file as per phersa

8479
1955
DAVANGERE CITY
Municipal
Date 9th February 55

From

THE MUNICIPAL COMMISSIONER
City Municipality
DAVANGERE

To

The Secretary to the Government of Mysore,
Education & Local Self Government Departments,
BANGALORE

Sir

ಮ ಸ ಆ - ೪೮ - ೪೮ - ೨೮ - ೨೮ - 1

Subject - Sale of site No 11/1 in K B Extension and one site in P J Extension

I write to state that 19 Municipal vacant sites in the several localities in the City as detailed in the enclosed printed sale notification No SPR 128/54-55, dated 10-12-1954 (flag A) were put up for public auction in accordance with the decision of the Municipal Council fixing the date of sale to 4-1-55 and 5-1-55 Wide publication was given to the sale notification by sending the same to 50 offices as detailed in the statement (flag B) with a request to publish the notification on the Notice Board of their respective offices The sale notification was also published in the localities in which the sites are situated as well as in the City by obtaining the signatures of a large numbers of the residents besides publishing the same by beat of Tom Tom in the City

The sales of 14 sites were conducted by me on 4-1-55 and 5-1-1955 and final bids as noted in the enclosed statement (Flag C) were secured The sale of 5 sites bearing Nos 69, 70, 90 and 10 in Azadnagar and site No 90/2 in Bommalingappanavara Mutt galli was postponed as there were some objections

When the question of confirmation of the above sales of sites was brought before the Municipal Council at their meeting held on 17-1-1955, they have resolved that the sale of sites Nos 11/1 and 1110 in K B Extension and of one site behind the vegetable market in P J Extension and of site No 9 in Azad Nagar -

the final bidders of which have credited the full amount be confirmed In respect of other 10 sites in Azad Nagar Cooli Colony sold on 4-1-1955 in respect of which the final bidders have not paid the full amounts they have further resolved that notices be issued to them to pay the amounts within a month The above facts are only mentioned casually as they do not require any orders of Government since the confirmation of sales etc , in their behalf is within the competency of the Municipal Council itself This is mentioned because the sales of the undermentioned properties requiring confirmation orders of Government were also publishe in the same notification as those referred to above

I write to state that as the sale amounts in respect of site No 11/1 in K B Extension and of a site behind vegetable Market in P J Extension exceeds Rs 2,000/- sanction of Government is necessary vide Sec 41(1) of the City Municipalities Act ,before the sale certificate is issued to the parties

One Srimathi Bellari Ningamma owner of house to the South of site No 11/1 in K B Extension issued a notice to the Municipality through her Counsel Sri S S.Kavi, Advocate, Davangere on 19-1-1955 objecting to the auction sale of site No 11/1 in K B Extension on account of the reasons set forth therein (Flag D) A suitable reply was sent to the above Advocate vide this office letter No C C 507/54-55, dated 21-1-1955 (Flag E) Srimathi Bellari Ningamma has again petitioned this office on 31-1-1955 (Flag E) requesting to grant her the site No 11/1 in question at least for the sale amount as she is the most suitable person to have this site etc In this connection I write to bring to the kind notice of Government that on an application from Srimathi Bellari Ningamma requesting for grant of this site (site No 11/1) the Municipal Council at their meeting held on 28-4-1953 resolved to grant the same to her at an upset price of Rs 4/- per sq yard The party credited the full value of the site amounting to Rs 2180/- on 1-5-1953 But when this was sent to Government for sanction

they

they have directed that the site in question may be disposed of by auction in view of the fact that it forms a valuable corner site vide letter No L 4071/CM 14-53-4 dated 3rd July 1953 from the Assistant Secretary to Government, Local Self Government and Planning Departments While recording the above letter the Municipal Council at their meeting held on 23-7-1953 resolved to request the Government to reconsider their decision and approve the recommendation of the Municipal Council to sanction the site in Srimathi Bellari Ningamma the adjacent occupier since disposal of this site will greately inconvenience her But Government regretted their inability to revise the orders already passed in view of the fact that the auctioning of a corner site in question is expected to fetch good price to the Municipality This letter was recorded in Council meeting dated 20-10-1953 The decision of Government in the matter was conveyed to the party in this - Office endorsement No SPR 128/54-55, dated 15-11-1954 (Flag G) enclosed in the records for kind perusal Another endorsement was issued to the party vide this office No 128/54-55, dated 4-1-55 (Flag H) enclosing a copy of the sale notification and since she refused to take service of the same the same has been served on her house as per rules as can be kindly be seen from the mahazar drawn by the Revenue Inspector on 4-1-1955 on the back of the - office copy of the said endorsement

As regards the contention of the party vide her notice dated 18-1-1955 through her counsel, that she purchased the site towards South of site No 11/1 in question thinking that there is a road to ards north etc , I write to state that there is no obligation on the part of the Municipality to keep the adjoining site vacant nor was it a condition precedent to the sale of the site now in her possession From a perusal of the Demand Register for 1941-42 it is seen that the party Srimathi Bellari Ningamma has purchased this site from one Sri Sangavi Bikkaji Rayachand and the Khathe is transferred in the name of the applicant on 6-10-44 (Extract of the Demand Register for 41-42 is enclosed for kind perusal)

(4)

As regards the prayer of the applicant vide her application received on 31-1-1955 that she is prepared to purchase the site for the same amount for which it is auctioned, I write to submit that nothing prevented her from participating in the auction sale held on 4-1-1955 The Municipal Council have sanctioned the sale held on 4-1-55 after considering all the aspects of the case. As regards the other site behind vegetable market in P J Extension I write to state that there are no objections and the sale is also regularly held and the Council have also resolved to confirm the sale

In these circumstances I request you to kindly obtain sanction of Government to the resolution of the Municipal Council dated 17-1-1955 confirming the sale of site No 11/1 in K B Extension and one site behind vegetable Market in P J Extension for Rs 3,000/- and Rs 2,350/- respectively both the sites in the name of the final bidder Sri Pani Mangalore Srinivasa Pai who has also credited the entire amount to Municipal Funds and communicate the same early

The entire file of records together with a copy of the Council resolution dated 17-1-1955 is enclosed herewith for kind perusal

Forwarded,

K. Veerabhadrappa

(K Veerabhadrappa)
PRESIDENT,
CITY MUNICIPAL COUNCIL,
DAVANGERE

Yours Faithfully,

K Narasimhaiengar

(K Narasimhaiengar,) 10 2 55
Municipal Commissioner,
Davangere City Municipality

SPH 2

Proceedings of the Town of Mysore

(6)

Read:- PM 48 33-2

Letter No HC 192/54-55 Dt 2/14 2 54 from the Pll Comm Davangere Cy-Mlg requesting sanction to the resolution dated 17 1 55 of the Pll Cl Davangere Conferring the sale of Sele-no 11/1 on K B Extension and one Sele-lection Vegetable market- on P J Extension for Rs 3000/- and Rs 2350/- respectively in favour of one Sri Pasa Mangalore Seenivasa Pai and stating that the objections to Reserve in this behalf were duly considered

Ordered 486-8 Dt 14-4-55

The sale of the above two Sites on open auction as Confirmed under Section 41(2) of the C M Act 1933

M Dy

Dr Executive Cy Officer

Dy

The Pll Comm Davangere Cy-Mlg for the Municipal Council-Secretary

The Collector & DC Spare Pll

Cm 19/4

(7)

PROCEEDINGS OF THE GOVERNMENT OF MYSORE

FEMT -

Letter No 192/54-55 dated 9/14-2-1954 from the Municipal Commissioner, Davangere City Municipality, requesting sanction to the resolution dated 17-1-1955 of the Municipal Council, Davangere, confirming the sale of sites No 11/1 in A.K. Extension and one site behind Vegetable Market in T.J. Extension for Rs.2,000/- and Rs.2,350/- respectively in favour of one Sri Perumal Bangalore Srinivasa Pai and stating that the objections received in this behalf were duly considered

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486-8/CTT48-55-2

Dated, Bangalore, the 14-4-55

The sale of the above two sites in open auction is confirmed under section 41(2) of the City Municipalities Act, 1951.

(V. Karumanthappa)
for Secretary to Government,
Education and Local Departments

To

The Municipal Commissioner, Davangere City Municipality through the President

The Controller, State Accounts Department, Bangalore

knr-5/12 4

① 2 18/11

Petition dated from —
Sumathi Bellary Nanjamma
w/o late Chenvakasappa —
Resident of Doddapet,
Davangere Cty requesting that
Site Clearing Dy no 11/1 may
be given for Rec. Off for R, 3000/

Orders of the Munsiff for pltbls
Recm

L S & Secy Cty
(Sla, TC
1/2
(Sla) BMK
5/2

2) If approved the above petition
could be forwarded to the M Commr
Davangere Cty Mfg. for disposal or
report if necessary

3) Issue cert a memo for signature
DS
13/14/2M/2

4) Issue
CS 1/2

Issued Memo L 13732
dated 16-2-55

dep
16-2-55

From
The M Commr Davangere Cty-Mfg
H C 192/54-55 Dy 22-2-55 -
Forwarding his report on the matter

(2) 8711, 8676

Sale of Sec 6 - no 11, on K B Extension and Dr ra pave Coy -

8479/111

S) The report of the Mill Cirmer as for perusal A detailed report has been received on the matter separately If approved this will be placed on the main file after perusal

21/3 Sd 4/3

No H C 192/54-55

Encl One

OFFICE OF THE MUNICIPAL COMMISSIONER,
CITY MUNICIPALITY,
Davang Dat d 22nd February 1955

8676 FEB 1955

To

The Secretary to the Government of Mysore,
Education & Local Self Government Departments,
B A N G A L O R E

24 FEB 955 GOVERNMENT OF MYSORE

Subject:- Sale of site No 11/1 in K B Extension in Davangere City

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With reference to your Memo No L 13732, dated 10-2-1955 forwarding a petition of Sri Bellary Ningamma on the above subject, I write to state that a detailed report in this behalf has already been sent to you vide this office letter No H C 192/54-55, dated 8/14th February 1955 wherein the objections raised by the petitioner have also been fully answered

8479/11

The petition in original referred to above is also returned herewith

Forwarded,

K Veerabhadrappa

(K Veerabhadrappa,)
PRESIDENT,
CITY MUNICIPAL COUNCIL,
D A V A N G E R E

Yours Faithfully,

K Narasimhaiengar

(K Narasimhaiengar)
Municipal Commissioner,
Davangere City Municipality

SPH 2

8118, 8676

OFFICE OF THE MINISTER FOR PUBLIC HEALTH LOCAL SELF GOVERNMENT
1 FEB
No 6890

(2)

8/18

To

The

Minister Local self Government
Mysore at Bangalore

(8 by Key)

PETITION of Bellary Ningamma, wife of late Channabasappa, aged about 70 years, resident of Lodcapet, Davangere City

5 FEB 1955
GOVERNMENT OF MYSORE

The petitioner owns a site bearing No 12 in Kasturba Extension in front of Electric Colony and she has built a structure on that To the north of this site, there was a road when she purchased the same Subsequently, the northern road was converted into a site bearing No 11/1 Then subsequently, it is received in the Council of the City Municipality, Davangere, that this site bearing 11/1 which is adjacent to the site bearing No 12 which belongs to the petitioner, should be given to the petitioner for Rs 2180/- and this petitioner was given an endorsement to that effect On 1-5-53, petitioner deposited the abovesaid amount and obtained a receipt for the same

Petitioner submits that she received an endorsement on 6-1-55 stating that the site no 11/1 which was given to the petitioner is not approved by the Government and that the said site would be auctioned on 5-1-55 This petitioner received the endorsement after the date of the auction

Petitioner submits that she purchased the site no 12 paying high rate as there was road towards the north when the site bearing 11/2 was

was given to the petitioner, she kept quiet It is learnt the said site bearing no 11/1 was auctioned for R 3000/-

Petitioner respectfully submits that she has built a room facing towards ~~south~~ North and as the site no 11/1 was auctioned, the importance of the site no 12 and the structure thereon is lost Petitioner lost the importance of her building on site no 12 and lost the site which she had purchased for R 2180, nearly about one year eight months back

Petitioner submits that she has deposited R 2180/- on 1-5-53 without an benefit of the same she is entitled to have the interest thereon

Petitioner submits that there cannot be an valid sale without giving a notice or an endorsement to the petitioner, So far as the order of the Govt pertaining to the non-approval of the allotment of the site No 11/1 to the petitioner

Petitioner submits that as there is a building facing towards north, petitioner will be the most suitable person to have this site for her in the interest of justice Petitioner submits that without prejudice, she is prepared to purchase the site for the same amount for which it is auctioned and she is prepared to deposit the amount as and when called for If the deduction is given so far as the interest is concerned, she will be much obliged

Therefore, petitioner prays that the site bearing no 11/1 may kindly be given to her

Yours faithfully,

Memo No. 13232 dt. 16-2-55

Forwarded to the Municipal Commissioner, Davangere City Municipality for disposal of/report if necessary

Municipal Commissioner

$$\frac{N-2}{C-7} + \frac{2}{3}$$